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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, FEBRUARY 8, 2002

APPLICATION OF

VARTEC TELECOM OF VIRGINIA, INC.

CASE NO. PUC010179

For a certificate of public  
convenience and necessity  
to provide local exchange  
telecommunications services

FINAL ORDER

On October 26, 2001, VarTec Telecom of Virginia, Inc. ("VarTec" or "Company"), completed an application with the State Corporation Commission ("Commission") to provide local exchange telecommunications services throughout the Commonwealth of Virginia. By Order dated November 7, 2001, the Commission directed the Company to provide notice to the public of its application, directed the Commission Staff to conduct an investigation and file a Staff Report, and invited persons desiring to comment or request a hearing on VarTec's application to file their comments or requests for hearing on or before December 14, 2001.

On December 4, 2001, the Company, by counsel, filed a Motion to Modify Order for Notice and Comment ("Motion"). That Motion requested the Commission to modify the November 7, 2001, Order for Notice and Comment to accept the Company's service on

November 29, 2001, on each local exchange carrier certificated in Virginia and each interexchange carrier certificated in Virginia, rather than on November 28, 2001, as required by the November 7, 2001, Order for Notice and Comment.

On December 11, 2001, the Commission granted VarTec's December 4, 2001, Motion and directed that proof of service of the notice on certificated Virginia local exchange and interexchange carriers, together with the proof of publication of the notice prescribed in Ordering Paragraph six (6) of the November 7, 2001, Order for Notice and Comment, be filed with the Commission on December 21, 2001.

On December 21, 2001, VarTec filed its proof of publication and proof of service as required by the November 7, 2001, Order and December 11, 2001, Order Granting Motion. No comments or requests for hearing were filed.

On January 17, 2002, the Staff filed its Report finding VarTec's application was in compliance with the Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules"). Based upon its review of VarTec's application, the Staff determined it would be appropriate to grant the Company a certificate to provide local exchange telecommunications services subject to the following condition: should VarTec collect customer deposits, it shall establish and maintain an escrow account for such funds, held in a Virginia

office of a duly chartered state or national bank, savings and loan association or savings bank, or credit union that is unaffiliated with VarTec, and shall notify the Division of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determine it is no longer necessary.

VarTec did not file any comments in response to the January 17, 2002, Staff Report.

NOW THE COMMISSION, having considered the application and the Staff Report, finds that the Company should be granted a certificate of public convenience and necessity to provide local exchange telecommunications services.

Accordingly, IT IS ORDERED THAT:

(1) VarTec Telecom of Virginia, Inc., is hereby granted a certificate of public convenience and necessity, No. T-576, to provide local exchange telecommunications services subject to the restrictions set forth in the Local Rules, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(2) Should the Company collect customer deposits, it shall establish and maintain an escrow account for such funds, held in a Virginia office of a duly chartered state or national bank, savings and loan association or savings bank, or credit union that is unaffiliated with VarTec, and shall notify the Division

of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determine it is no longer necessary.

(3) The Company shall provide tariffs to the Division of Communications that conform to all applicable Commission rules and regulations.

(4) There being nothing further to be done in this matter, this case shall be dismissed and the papers filed herein placed in the file for ended causes.